

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT NUMBER: 7,092,599

RECEIVED

ISSUE DATE: August 15, 2006

JUN 1 1 2010

APPLICATION SER. NUMBER: 10/706,901

OFFICE OF PETITIONS

FILING DATE: November 12, 2003

TITLE: Wavelength manipulation system and method

Current Date: June 01, 2010

**REQUEST FOR CORRECTION OF PAYMENT DEFICIENCY
UNDER 37 C.F.R. 1.28 (c)**

Commissioner for Patents
Mail Stop M Correspondence
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Owner of above-listed U.S. Patent No. 7,092,599 respectfully requests that a payment for deficiency owed regarding the 3.5-year maintenance fee be accepted by the Office. The patent maintenance fee previously paid for this matter on January 14, 2010 was paid in good faith based on a small entity status. However, due to an oversight the 3.5-year patent maintenance fee should have been paid based upon large entity status.

The total deficiency currently owed is \$490.00. The itemization of the deficiency payment is as follows:

06/04/2010 MBANGURA 00000020 504623 7092599
01 FC:1559 490.00 DA

U.S. Pat. No. 7092599
Ser. No. 10/706,901
Date: June 01, 2010

Current Maint. Fee Due at 3.5 years for Large Entity: \$980.00
Maint. Fee Previously Paid as Small Entity: \$490.00
TOTAL DEFICIENCY OWED: \$490.00

A request to CHANGE OF ENTITY STATUS PURSUANT TO 37 C.F.R.
§1.27 (g)(2) has been submitted herewith.

Owner of the above-listed patent respectfully requests the Office to accept this request to increase the 3.5 year maintenance fee to large entity based upon compliance herein with 37CFR 1.28 (c). The Commissioner is hereby authorized to charge \$490.00, the deficiency owed, and any additional fee that may be due or credit any overpayment to Representative's Deposit Account No. 50-4623.

Respectfully submitted,
/Kendal M. Sheets/

Kendal M. Sheets
Reg. No. 47, 077
Authorized Representative
CPA Global
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Alexandria, VA 22314
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ksheets@cpaglobal.com

Certification of Facsimile Transmission

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at 571-273-6500 on the date shown below.

DATE: June 02, 2010

SIGNATURE: /Kendal M. Sheets/

Large Entity Declaration

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 10/706,901

Current Date: 27 April 2010

Filing Date: November 12, 2003

RECEIVED

Patent Number: 7,092,599

JUN 1 1 2010

Issue Date: August 15, 2006

OFFICE OF PETITIONS

CHANGE OF ENTITY STATUS PURSUANT TO 37 C.F.R. §1.27 (g)(2)

Commissioner for Patents
Mail Stop M Correspondence
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication hereby notifies the United States Patent and Trademark Office
that small entity status is no longer applicable for the above-identified patent.

COMPANY or FIRM

Respectfully submitted,
Optium Australia Pty Ltd
PO Box 1897
Strawberry Hills NSW 2012, Australia

NAME AND ADDRESS:

Steven Frisken
7 Gilliver Ave Vaucluse NSW
Australia 2030


Signature
Steven James Frisken

Title: Director, Inventor



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2 Jun 2010 15:23 P001/004

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FAX TO:

OFFICE OF PETITIONS

4 Pages

Commissioner of Patents and Trademarks
Office of Finance – Maintenance Fee Division
2051 Jamieson Ave – Suite 300
Alexandria, VA 22314

2 June 2010

RE: 7092599 10/706901
Dep Acct 50-4623

Attached is a Request for Correction of Payment Deficiency under 37 C.F.R. 1.28 (c).

Please process those details handled by the Maintenance Fee Branch and forward on to the Petitions Department.

Many thanks for your assistance.

Kind regards,

Stacy Walden
IP Specialist
Supplier Compliance

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T: 011 44 1534 811593
F: 011 44 1534 826203

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facsimile transmitted to the USPTO at 571-273-
6500 on the date shown below.

Date
2 June 2010

Signed

The Commissioner is hereby authorized to charge any additional fees associated with these payments or credit any overpayments to Deposit Account 50-4623.